

August 12, 1933

State Board of Chiropractic Examiners  
322 West Gurley Street  
Prescott, Arizona

Gentlemen: Attention: Dr. Carl W. Owen

Pursuant to a request of Dr. S. E. Wise as of August 7th as to the procedure to be followed in handling the financial affairs of the board, you are advised as follows:

Section 2617, Revised Code of Arizona, 1928, requires in effect that the gross amount of all state moneys (with certain exceptions) received by any agency of the state or its political subdivisions, or any officer or person, from whatsoever source, shall be paid into the state treasury to the credit of the general fund, on or before the first day of each month after receipt of same.

Subdivision 18 of Section 1, Chapter 95 of the Eleventh State Legislature regular session (General appropriation Bill) provides as follows:

"The amount of ninety-five percent of all fees and receipts from whatever source received by the Board of Chiropractic Examiners, during each of said fiscal years, when paid into the state treasury, is hereby appropriated for the payment of salaries and wages, operation, travel, capital investment, and repairs and replacements. The amount of five percent of all such fees and receipts shall be retained by the state treasurer and credited to the general fund."

It will be seen from the sections above cited that officers and agencies of the state are supposed to turn all moneys and receipts from whatever source into the state treasury on or before the first day of each month after receipt of same, and that by the second section above quoted the amount of ninety-five per cent of all fees are appropriated to the board when paid into the state treasury.

It is therefore my opinion that if the board has money held from any source, and particularly from examinations held in July, that the same should be turned into the

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state treasury in accordance with the provisions of subdivision 18 of Section 1, Chapter 95, Eleventh State Legislature regular session, which is the General Appropriation Bill.

Section 2534, Revised Code of Arizona, 1928, provides that the Secretary of the Board shall give bond. The form and the amount of said bond shall be as fixed by the board.

Yours very truly,

Attorney General

Assistant Attorney General

JFC:SC

CC-to Dr. S. M. Wise, Vice-Pres.